

RESOLUTION NO. 83-125

BEFORE THE CITY COUNCIL OF THE CITY OF  
LODI, CALIFORNIA

A RESOLUTION DETERMINING COMPLIANCE WITH DIVISION 4 OF THE STREETS AND HIGHWAYS CODE, AND DETERMINING TO UNDERTAKE PROCEEDINGS PURSUANT TO SPECIAL ASSESSMENT AND ASSESSMENT BOND ACTS FOR THE ACQUISITION AND/OR CONSTRUCTION OF IMPROVEMENTS, WITHOUT FURTHER PROCEEDINGS UNDER SAID DIVISION 4 OF THE STREETS AND HIGHWAYS CODE

LODI UNITED DOWNTOWN ASSESSMENT DISTRICT  
BEAUTIFICATION PROJECT

RESOLVED, by the City Council of the City of Lodi, California, that

WHEREAS, a written petition for undertaking proceedings pursuant to special assessment and assessment bonds acts, and to assess the costs thereof upon the properties benefited, and waiving proceedings under Division 4 of the Streets and Highways Code, signed by the owners of more than 60% in area of the properties proposed to be assessed, has been filed with the City Clerk of this City for the acquisition and/or construction of the improvements hereinafter more particularly described;

WHEREAS, the costs and expenses of said contemplated improvements are to be chargeable upon an assessment district benefited thereby, the exterior boundaries of which are the coterminous exterior boundaries of the composite and consolidated area as more particularly shown on the map thereof on file in the office of the City Clerk, and which indicates by a boundary line the extent of the territory included in the proposed district, and which shall govern for all details as to the extent of the assessment district. Reference to said map is hereby made for further particulars.

WHEREAS, said acquisitions and/or construction of improvements are more particularly described as follows:

(a) The construction of improvements in the following street intersections, by grading, including importation or excavation, and removal of certain existing improvements, and the construction and installation therein of: beautification and improvement of street intersections, including handicap access to crosswalks, the inlay of colored concrete interlocking pavers with six inch (6") wide concrete retention strips, and the installation of ten feet (10') diameter cast-in-place concrete planters adjacent thereto for landscaping; and all appurtenances thereto, to wit:

- (1) School Street and Lodi Avenue;
- (2) School Street and Walnut Street;
- (3) School Street and Oak Street;
- (4) School Street and Pine Street;
- (5) School Street and Elm Street;
- (6) School Street and Locust Street.

(b) Tree planting and landscaping of all streets within the area included in the assessment district.

(c) The doing of all work auxiliary to any of the above and necessary to complete the same.

(d) The acquisition of all lands and easements necessary for any of said work and improvements.

WHEREAS, the public interest and convenience will be served by the taking of said proceedings;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED, that all the owners of more than 60% in area of the property subject to assessment for said acquisition and/or construction of improvements have signed and filed with the City Clerk of this City a written petition for the acquisition and/or construction of improvements pursuant to appropriate special assessment and assessment bond acts, without further compliance with the provisions of Division 4 of the Streets and Highways Code.

IT IS FURTHER FOUND, DETERMINED AND ORDERED that said proceedings for the acquisition and/or construction of said improvements shall be had pursuant to the Municipal Improvement Act of 1913, and bonds shall be issued upon the unpaid assessments thereof pursuant to the Improvement Bond Act of 1915, and that the applicable provisions of Part 11.1 of said Act, providing an alternative procedure for the advance payment of assessments and the calling of bonds, shall apply.

IT IS FURTHER FOUND, DETERMINED AND ORDERED that the provisions of Division 4 of the Streets and Highways Code of the State of California, be, and they are hereby, dispensed with.

DATED: November 2, 1983.

I, ALICE M. REIMCHE, City Clerk of the City of Lodi, do hereby certify that Resolution No. 83-125 was passed and adopted at a regular meeting of the City Council of the City of Lodi, held November 2, 1983, by the following vote:

AYES: Councilmen - Pinkerton, Reid, Snider, Murphy, and Olson (Mayor)

NOES: Councilmen - None

ABSENT: Councilmen - None

ABSTENTIONS: Councilmen - None

  
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ALICE M. REIMCHE, City Clerk